

CRIMINAL DOCKET U.S. District Court

U.S.

(LAST, FIRST, MIDDLE)

Case Filed

Docket No.

Def.

PO ☐ 93 05 1708
Misd. ☐
Felony ☐ District Off Judge/Magistr.

☐ WRIT
☐ JUVENILE
☐ ALIAS
OFFENSE ON INDEX CARD

TERRY, CHRISTOPHER DONNELL
a/k/a Chris
Drug Violation

Mo. 11 Day 29 Yr. 93
No. of Def's 10
U.S. MAG. CASE NO.

155 09

I. CHARGES

U.S. TITLE/SECTION OFFENSES CHARGED ORIGINAL COUNTS
21§846 Conspiracy to possess with intent to distribute cocaine base Count 1
21§841(a)(1) Attempt to possess with intent to distribute in excess of 1
18§2 fifty (50) grams of cocaine base (crack) Aiding and Count 4
abetting

DISM. NG
GUILTY NOLO
Trial (voir dire) began
Jury ☐ N.J.

II. KEY DATE

INTERVAL ONE END ONE AND/OR BEGIN TWO (OR RESTART PERIOD TO TRIAL) END INTERVAL TWO
KEY DATE KEY DATE KEY DATE
11-29-93 6-8-94
APPLICABLE
1st appears with or waives counsel ARRAIGNMENT 1st Trial Ended RE-TRIAL 2nd Trial Began DISPOSITION DATE SENTENCE DATE
PTD Nolle Pros or S.T. grounds ☐ W.P. ☐ WOP on def motion on gov't motion

III. MAGISTRATE

Search Warrant Issued Return
Summons Issued Served
Arrest Warrant Issued
COMPLAINT
Date of Arrest OFFENSE (In Complaint)
INITIAL APPEARANCE DATE
PRELIMINARY EXAMINATION OR
REMOVAL HEARING
WAIVED NOT WAIVED Tape Number
INTERVENING INDICTMENT
OUTCOME:
DISMISSED
HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT
HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW

Show last names and suffix numbers of other defendants on same indictment/information:

MORRISON, HAYES, HAYES, ALLEN, WILLIAMS, MORRISON, BRODIE, RAGLAND, DAVIS

ATTORNEYS
U.S. Attorney or Asst.

William Webb

Defense: 1 ☐ CJA. 2 ☐ Ret. 3 ☐ Waived. 4 ☐ Self. 5 ☐ Non / Other. 6 ☐ PD. 7 ☐ CD

Deten Hrg 6/10/94

4/97 dept.

#44939-019

P.O. Box 6000 FPC

Ashland, Ky 41105

Atty Charles Frances

P.O. Box 164

Raleigh, NC

27602

ph: 828-0801

70 Days: 8/17/94

Sent: 10/24/94 Rel.

FILED: 7/10/94

IV. NAMES & ADDRESSES OF ATTORNEYS, SURETIES, ETC.

FINE AND RESTITUTION PAYMENTS

Docket Entries Begin On Reverse Side

DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER

APPEALS FEE PAYMENTS

DATE DOCUMENT NO	Vt	Docket No	Def	MASTER DOCKET - MULTIPLE DEFENDANT CASE PROCEEDINGS DOCKET FOR SINGLE DEFENDANT	PAGE OF	VI EXCLUDABLE DELAY		
						Start Date End Date	Ltr Code	Total Days
				(OPTIONAL) Show last names of defendants				
				V. PROCEEDINGS				
11-22-93				1. MOTION TO SEAL INDICTMENT request for warrant to be issued				
11-23-93				2. ORDER ALLOWING LIMITED DISCLOSURE - Mag. Judge Denson. WARRANT ISSUED - original and 1 copy to U.S. Marshal. No indictment attached.				
11-29-93				3. ORDER TO SEAL INDICTMENT - Mag. Judge Denson. 4. MOTION TO UNSEAL INDICTMENT 5. ORDER TO UNSEAL INDICTMENT 6. INDICTMENT FILED - 1c U.S. Atty., 1c U.S. Marshal, Probaiton, Pre-Trial Services, Judge Boyle and Mag. Judge Denson.				
6/6/94				7. WARRANT RETURNED EXECUTED by USMS Robertson 5/26/94	vp			
6/8/94				8XX I.A. in Ral before USMJ Denson - Recorded - Deft present w/o counsel - Govt moves for deten - Advised of charges, max punish and rights - Deft requested court appted counsel	vp			
				8. ORDER OF TEMPORARY DETENTION PENDING HEARING PURSUANT TO BIAL REFORM ACT - deten hrg is set for 6/10/94 at 11:30 in Ral before USMJ Denson (Denson) - 1c: Denson , USA, USM, PTS, FPD	vp			
				9. ORDER appting court assigned counsel (Denson) - 1c: USA, PTS, FPD w/file	vp			
6/9/94				-- PRETRIAL SCHEDULING REPORT TO DENSON	vp			
6-10-94				RULE 40 PAPERS FROM NORTHERN DISTRICT OF GEORGIA Order appointing counsel Waiver of Rule 40 Hearings Commitment to another district Minute sheet	jm			
6-10-94				10. NOTICE OF INTENT TO SEEK ENHANCED PENALTY PURSUANT TO 21:851 - filed by govt. w/cs - 1c: Judge Boyle	jm			
6-10-94				11. ORDER ON PRE-TRIAL SCHEDULING - discovery by: 6-28-94 MOTIONS: 7-12-94 RESPONSES: 7-26-94 (Judge Denson) Cys: USA & Counsel	jm			
6-10-94				12. ORDER OF PRETRIAL DETENTION - Deft. detained pending trial - (Judge Denson) CY: USA, USM, PTS & counsel	jm			
6-21-94				ISSUED NOTICE TO APPEAR for arraignment on 6-27-94 at 10 a.m. in Elizabeth City, NC before Judge Boyle - Cys: USA, USPO, Counsel & Judge Boyle	USM, jm			
6-24-94				AT ELIZABETH CITY - C.R. SANDRA GRAHAM - JUDGE BOYLE Deft. appeared with counsel and arraigned and plea of not guilty entered on Cts. 1,4 and Court set proposed trial date for 8-1-94 in E.C.	jm			
7-12-94				ISSUED NOTICE TO APPEAR for arraignment and trial on 8/1/94 in Elizabeth City before Judge Boyle c: USA, USPO, USM, PTS, counsel Judge Boyle	cm			
7/19/94				13. MOTION TO CONT. TRIAL w/cs by deft c: Judge Boyle	jm			
7/25/94				14. REQUEST FOR SUMMARY OF WIRE AND POSTAL TRANSACTIONS w/cs c: Judge Boyle	jm			
7/25/94				15. MOTION TO COMPEL w/cs by deft c: Judge Boyle	jm			
7/25/94				16. REQUEST FOR STATEMENTS w/cs by deft c: Judge Boyle	jm			
7/26/94				17. ORDER the mtn for cont. is Denied (Judge Boyle) O.B.#57, P.144 c: USA, USM, USPO, PTS, COUNSEL	jm			
7/28/94				18. GOVTS PROPOSED JURY INSTRUCTIONS w/cs c: Judge Boyle	jm			
7/26/94				19. GOVTS PROPOSED QUESTIONS OF VOIR DIRE w/cs c: Judge Boyle	jm			

LETTER CODES

For identifying periods of excludable delay per 18 USC 3161 (h) (Sections in brackets)

A Exam or hearing for mental/physical incapacity (18 USC 424) [(1)(A)]

B NARA exam (18 USC 2902) [(1)(B)]

C State/Fed. proceedings on other charges [(1)(D)]

D Interlocutory appeal [(1)(E)]

E Pretrial motion from filing to hearing or to other prompt disposition [(1)(F)]

F Transfer from other district per FRCP 20.21 or 40 or Mag Rule 6a [(1)(G)]

G Proceedings under advisement, not to exceed 30 days, after all necessary submissions filed and hearings completed [(1)(J)]

H Misc. proceedings arrangement, parole/probation, revocation, Deportation, extradition [(1)]

I Deferral of prosecution (per 28 USC 2902) [(1)(C)]

J Transportation from another district or to/from examination or hospitalization in 10 days or [(1)(H)]

K Consideration of Court of appeals plea agreement

L Prosecution deferred by mutual agreement [(2)]

M Unavailability of defendant or essential witness [(3)(A,B)]

N Period of mental/physical incompetence of def. to stand trial [(4)]

O Period of NARA commitment/treatment [(5)]

P Superseding indictment and/or new charges [(6)]

R Def. awaiting trial of co-defendant & no severance has been granted [(7)]

T Continuances granted per (h)(B) use "T" alone if more than one of the following reasons (T1 thru T4) is given in support of continuance [(8)(A,B)]

T1 Failure to continue would stop further proceedings or result in miscarriage of justice [(8)(B,iii)]

T2 Case unusual or complex [(8)(B,ii)]

T3 Indictment arrest can't be in 30 days [(8)(B,i)]

T4 Continuance granted to obtain or substitute counsel, or give reasonable time to prepare [(8)(B,vi)]

U Time up to withdrawal guilty plea, 3161(i)

W Grand Jury indictment time extended 30 more days, 3161 (b)

UNITED STATES DISTRICT COURT
CRIMINAL DOCKET

U. S. vs

TERRY, CHRISTOPHER DONNELL

93-155-09-CR-5

AO 256A *

Yr. Docket No. Def.

DATE 1994	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
8/5/94	AT ELIZABETH CITY - JUDGE BOYLE - C.R. SANDRA GRAHAM JURY TRIAL - Jury selected and jury to return on 8/8/94.	jm			
8/8/94	AT ELIZABETH CITY - JUDGE BOYLE - C.R. SANDRA GRAHAM Jury sworn & impanelled and jury trial began. Govt. proceeded with opening statements and deft's counsel made opening statements. Govt. presented evidence. Court recessed until 8/9/94.	jm			
*8/5/94	20. GOVERNMENT'S PROPOSED WITNESS LIST - filed in open court - lc: Judge Boyle	jm			
8/9/94	AT ELIZABETH CITY - JUDGE BOYLE - C.R. SANDRA GRAHAM Jury trial continues - Jury present and the govt. continued presenting evidence. The defts. decided to change their pleas: Deft. sworn - deft. competent Rule 11 conducted MEMORANDUM OF PLEA AGREEMENT FILED Plea of guilty to Ct. 1 Govt. summarized evidence Factual basis exists Plea made freely & voluntarily Court accepts plea Motion to dismiss Ct. 4 at the time of sentencing. Bond: Federal Custody Sent: 10/24/94 Raleigh	jm			
8/9/94	22. ORDERED the the government's exhibits 1 & 14 returned to Charles Thompson - Poatal Inspector and remain in his custody through time of sentencing and any proceedings on appeal (Judge Boyle) - Cys: USA	jm			
8/15/94	23. GOVERNMENT'S MOTION TO WITHDRAW NOTICE OF INTENT TO SEEK ENHANCED PENALTY PURSUANT TO 21 USC 851 - filed w/cs - lc: Judge Boyle	jm			
11/17/94	ISSUED NOTICE TO APPEAR FOR SENTENCING - before J. Boyle at Raleigh on 11/28/94 at 10 am; cys: USA, Cnsl, USM, USPO & J. Boyle	b11			
11/18/94	24. GOVT'S. MOTION TO CONTINUE SENTENCINGS - w/cs; cy: J. Boyle	b11			
11/28/94	AT RALEIGH - JUDGE BOYLE - C.R. CAROLE WILLIAMS JUDGMENT & COMMITMENT - Ct. 1 - (292) months and the deft. remanded to custody. Supervised release - (60) months as to ct. 1 with special conditions imposed Special assessment of \$50.00 imposed Fine - none Restitution - none Statement of reasons filed 10/6/94, pg. 35 (Judge Boyle) Cys: USA, USPO, PTS, USM, DEFT. COUNSEL, FINE CENTER, FIN. DEPUTY & JUDGE BOYLE (Ent. 12/19/94)	jm			
9-20-95	AT RALEIGH - JUDGE BOYLE - COURT REPORTER JO BUSH - RULE 35 HEARING - Court modifies sentence BOP (96) months Supervised release (5) years - written order to follow.	jm			
10-3-95	25. ORDERED that Rule 35 Motion allowed and deft's sentence was hereby reduced to a term of (96) months, with credit for time served. All other conditions of defendant's original sentence, including supervised release, shall remain effect.	jm			

UNITED STATES DISTRICT COURT
CRIMINAL DOCKET

AO 256A

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
4/29/97	26. MOTION FOR REVISION AND REMOVAL OF 2 POINT ENHANCEMENT w/cs w/cs by deft c: Judge Boyle	jh			
5/28/97	27. MOTION FOR EXTENSION OF TIME - by govt. w/cs; cy: J. Boyle w/ prop. order	b11			
6/2/97	28. ORDER FOR EXTENSION OF TIME - govt. has up to and including to respond to petitioner;s motion (BOYLE) OB10, p. 50; cys dist. (ent. 6/5/97)	6/27/97			
6/24/97	29. MOTION TO DISMISS - by govt. w/cs; cy: J. Boyle	b11			
6/24/97	30. MEMORANDUM in support of motion to dismiss for sentence revision - by govt. w/cs; cy: J. Boyle	b11			
7/14/97	31. ORDERED that summary judgment is allowed for the respondent (Judge Boyle) O.B. #10, P. 101 - Cys: USA & deft.	jm			
6/9/99	32. SATISFACTION OF JUDGMENT - by Gov.	fs			
7/3/03	33. PETITION FOR ACTION ON SUPERVISED RELEASE - the dft shall be confined in the custody of the BOP from 6:00 p.m. on Friday until 6:00 p.m. on Sunday and shall abide by all rules and regulations of the designated facility - EXCEPT AS HEREIN MODIFIED, the judgment shall remain in full force and effect. cys dist.				
3/5/04	34. MOTION FOR REVOCATION - filed by probation - lc: Judge Boyle				
3/5/04	ISSUED A WARRANT FOR ARREST FOR THE DEFT. - Crig. & lc: USM				
3/10/04	35. MARSHAL'S RETURN ON PROBATION WARRANT - executed 3/9/04				
3/12/04	36. NOTICE OF APPEARANCE filed by Atty. Edwin Walker, AFD				
3/15/04	DEFT. APPEARED BEFORE MAG/JUDGE DANIEL ON ARREST FROM PROBATION WARRANT CJA completed and executed - Deft. remanded pending revocation hearing				
3/10/04	37. ORDER OF TEMPORARY DETENTION PENDING HEARING PURSUANT TO BAIL REFORM ACT - Cys. dist.				
3/10/04	38. ORDER APPOINTING FPD TO APPOINT COUNSEL - Cys. dist.				
3/15/04	39. WAIVER OF DETENTION HEARING - (Mag/Judge Daniel) - Cys. dist.				
7/29/04	40. DEFT'S MOTION TO WITHDRAW AS COUNSEL OF RECORD - lc: Judge Boyle				
8/10/04	41. ORDER ALLOWING COUNSEL LEAVE TO WITHDRAW and ORDERED that FPD appoint new counsel for the deft. - Cys. dist.				
8/20/04	42. NOTICE OF APPEARANCE - Jerry W. Leonard - Cys. dist.				
9/3/04	AT NEW BERN, NC - COURT REPORTER: DONNA TOMAWSKI - Deft. admits violation Court orders deft. receive credit for time served - Probation shall prepare order.				
9/13/04	43. JUDGMENT - COURT ORDERED that the supervised release sentence be revoked and the sentence is TIME SERVED. Cys. dist.(Judge Boyle)				